

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

\*\*\* FILED \*\*\*  
01/31/2002

01/22/2002

CLERK OF THE COURT  
FORM R114

THE HONORABLE LOUIS ARANETA  
FOR HON. AIMEE FAUST

J. Greer  
Deputy

CR 1997-007899

FILED: \_\_\_\_\_

STATE OF ARIZONA

BILLIE A ROSEN  
DAVID V RODRIGUEZ

v.

JAMES DONALD KUYKENDALL (Q)  
DOB: 07-22-76

BRANDON N COTTO

APO-SENTENCINGS-CCC  
APPEALS-CCC  
CERTIFICATION DESK-WAIVER-CCC  
DISPOSITION CLERK-CCC

DISPOSITION HEARING - PROBATION REINSTATED

4:10 p.m. State is represented by Assistant Attorney General, Billie Rosen. Defendant is present and represented by Brandon Cotto.

Deputy County Attorney, A.J. Zimmerman for David Villa Rodriguez, is present as he represents the State in the Defendant's other case, CR 97-009017C. (A separate minute entry is issued this date under CR 97-009017C.)

Court Reporter, Sharon Jeffers, is present.

Deputy County Attorney, A.J. Zimmerman, addresses the Court.

Assistant Attorney General, Billie Rosen, addresses the Court.

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Defense counsel addresses the Court.

The Defendant addresses the Court.

The Court and counsel review a letter written by the Defendant and review the written presentence report.

The Defendant addresses the Court further.

Counsel inform the Court that there is no further evidence to present.

IT IS ORDERED finding the Defendant has violated the terms and conditions of probation previously imposed.

The Defendant is asked if he has anything to say on his own behalf; and no legal cause for delay appearing,

IT IS ORDERED reinstating the Defendant on probation under the rewritten conditions and regulations as explained by the Court under the supervision of the Adult Probation Department of this Court to date from **August 28, 1998** for a period of **four (4) years**.

Conditions of probation include the following:

IT IS ORDERED that the Defendant be incarcerated in the Maricopa County Jail for a period of **96 days** commencing **January 22, 2002** and not to be released until **April 27, 2002**.

IT IS FURTHER ORDERED that Defendant be given credit for any monies paid to date.

IT IS ORDERED granting the Motion To Dismiss the allegations of violation of the remaining term(s) as set forth in the Petition to Revoke, if not already dismissed.

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The written terms and conditions of probation are handed to the Defendant for explanation and signature. The Defendant is advised of the consequences of failure to abide the terms of probation.

The Court advises Defendant of the rights of review and provides written notice of those rights.

IT IS ORDERED remanding Defendant to the custody of the Sheriff of Maricopa County.

ISSUED: Order of Confinement.

FILED: Conditions of Probation and Notice of Rights of Review after Conviction, both signed by the Defendant with copies provided to the Defendant.

The probation violation report is filed under CR 1997-09017C.

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Defendant's thumbprint is permanently affixed to this  
sentencing order in open court.

4:29 p.m. Matter concludes.

/s/ THE HONORABLE LOUIS ARANETA  
JUDICIAL OFFICER OF THE SUPERIOR COURT

(thumbprint)